



February 20, 2015

SENATE BILL No. 530

DIGEST OF SB 530 (Updated February 18, 2015 3:31 pm - DI 87)

Citations Affected: IC 5-3.

Synopsis: Public notice in newspapers. Adds a provision requiring a certain average circulation to the definition of "newspaper" for purposes of the statute concerning notice publication.

Effective: July 1, 2015.

Bray

January 14, 2015, read first time and referred to Committee on Local Government.
February 19, 2015, amended, reported favorably — Do Pass.

SB 530—LS 7188/DI 97



February 20, 2015

First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 530

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-3-1-0.4, AS AMENDED BY P.L.169-2006,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 0.4. As used in this chapter, "newspaper" refers
4 to a newspaper:

5 (1) that:

6 (A) is a daily, weekly, semiweekly, or triweekly newspaper of
7 general circulation;

8 (B) has been published for at least three (3) consecutive years
9 in the same city or town;

10 (C) has been entered, authorized, and accepted by the United
11 States Postal Service for at least three (3) consecutive years as
12 mailable matter of the periodicals class; ~~and~~

13 (D) has at least fifty percent (50%) of all copies circulated paid
14 for by subscribers or other purchasers at a rate that is not
15 nominal; **and**

16 **(E) has had an average circulation during the preceding**

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1 **year of at least two hundred (200), based on the average**
2 **paid or requested circulation for the preceding twelve (12)**
3 **months reported in the newspaper's United States Postal**
4 **Service Statement of Ownership published by the**
5 **newspaper in October of each year; or**

6 (2) that:

7 (A) is a daily, weekly, semiweekly, or triweekly newspaper of
8 general circulation;

9 (B) has been entered, authorized, and accepted by the United
10 States Postal Service as mailable matter of the periodicals
11 class;

12 (C) has at least fifty percent (50%) of all copies circulated paid
13 for by subscribers or other purchasers at a rate that is not
14 nominal; and

15 (D) meets the greater of the following conditions:

16 (i) The newspaper's paid circulation during the preceding
17 year is equal to at least fifty percent (50%) of the paid
18 circulation for the largest newspaper with a periodicals class
19 permit located in the county in which the newspaper is
20 published, based on the average paid or requested
21 circulation for the preceding twelve (12) months reported in
22 the newspaper's United States Postal Service Statement of
23 Ownership published by the newspaper in October of each
24 year or based on the newspaper's initial application for a
25 permit from the United States Postal Service.

26 (ii) The newspaper has an average daily paid circulation of
27 one thousand five hundred (1,500) based on the average
28 paid or requested circulation for the preceding twelve (12)
29 months reported in the newspaper's United States Postal
30 Service Statement of Ownership published by the newspaper
31 in October of each year or based on the newspaper's initial
32 application for a permit from the United States Postal
33 Service.



COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill No. 530, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 1, delete "one percent (1%) of the population of the" and insert "**two hundred (200),**".

Page 2, delete line 2.

and when so amended that said bill do pass.

(Reference is to SB 530 as introduced.)

HEAD, Chairperson

Committee Vote: Yeas 6, Nays 2.

